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8 **UNITED STATES DISTRICT COURT**
DISTRICT OF NEVADA

9 UNITED STATES OF AMERICA,

10 Plaintiff,

11 v.

12 JOSHUA HUBBARD,

13 Defendant.
14
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Case No. 2:22-mj-00025-DJA

**ORDER to Extend Deadlines
to Conduct Preliminary Hearing and
File Indictment (First Request)**

16 IT IS HEREBY STIPULATED AND AGREED, by and between JASON M.
17 FRIERSON, United States Attorney, and JUSTIN J. WASHBURNE, Assistant United
18 States Attorney, counsel for the United States of America, and JOY CHEN, Assistant
19 Federal Public Defender, counsel for Defendant JOSHUA HUBBARD, that the
20 preliminary hearing in the above-captioned matter, currently scheduled for November 21,
21 2023 at the hour of 4:00 p.m., be vacated and continued for thirty (30) days, to a date and
22 time to be set by this Honorable Court.

23 This stipulation is entered into for the following reasons:
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1 1. The Government needs additional time to produce relevant discovery to
2 Defense Counsel.

3 2. Defense Counsel needs additional time to review the discovery, conduct
4 additional investigation, and confer with the Defendant about how he would like to
5 proceed.

6 3. If this matter is not resolved pre-indictment, government counsel needs
7 additional time to bring this matter before the grand jury for indictment.

8 4. The parties agree to the continuance.

9 5. Defendant JOSHUA HUBBARD is in custody and does not object to the
10 continuance.

11 6. Additionally, denial of this request for continuance could result in a
12 miscarriage of justice.

13 7. The additional time requested herein is not sought for purposes of delay, but
14 to allow for a potential pre-indictment resolution of the case.

15 8. The additional time requested by this stipulation, is allowed, with the
16 defendant's consent under the Federal Rules of Procedure 5.1(d).

17 9. This is the first request for a continuation of the preliminary hearing.
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1 DATED this 16th day of November, 2023.

2 Respectfully submitted,

3 RENE VALLADARES
Federal Public Defender

JASON M. FRIERSON
United States Attorney

4 /s/ Joy Chen

/s/ Justin J. Washburne

5 JOY CHEN
Assistant Federal Public Defender
6 Counsel for Defendant
Joshua Hubbard

JUSTIN J. WASHBURNE
Assistant United States Attorneys

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

v.

JOSHUA HUBBARD,

Defendant.

Case No. 2:22-mj-00025-DJA

**[Proposed] Order on Stipulation
to Extend Deadlines to Conduct
Preliminary Hearing and File
Indictment**

Based on the stipulation of counsel, good cause appearing, and the best interest of justice being served; the time requested by this stipulation being excludable in computing the time within which the defendant must be indicted and the trial herein must commence pursuant to the Speedy Trial Act, 18 U.S.C. § 3161(b) and (h)(7)(A), and Federal Rule of Criminal Procedure 5.1, considering the factors under 18 U.S.C. § 3161(h)(7)(B)(i) and (iv):

IT IS THEREFORE ORDERED that the preliminary hearing currently scheduled on November 21, 2023 at the hour of 4:00 p.m., be vacated and continued to January 8, 2024, at 4:00 p.m., Courtroom 3A.

DATED this 16th day of November, 2023.



HONORABLE DANIEL J. ALBREGTS
UNITED STATES MAGISTRATE JUDGE